

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ELVIS RENTERIA CAMILO LOPEZ,

Plaintiff,

v.

MEGAN WHITMIRE and BRUCE
SPANNER,

Defendants.

NO: 2:15-CV-0182-TOR

ORDER GRANTING MOTION TO
VOLUNTARILY DISMISS AND
DISMISSING COMPLAINT

BEFORE THE COURT are Plaintiff's Motion to Voluntarily Dismiss pursuant Rule 41 (a), Federal Rules of Civil Procedure (ECF No. 14). Plaintiff, a prisoner at the Airway Heights Corrections Center, is proceeding *pro se* and *in forma pauperis*. Counsel has appeared on behalf of Defendants Whitmire and Spanner, although the Court did not direct service of process and no answer has been filed.

Therefore, **IT IS ORDERED** Plaintiff's Motion (ECF No. 14) is **GRANTED** and the Complaint (ECF No. 9) is **DISMISSED WITHOUT PREJUDICE**.


ORDER GRANTING MOTION TO VOLUNTARILY DISMISS AND
DISMISSING COMPLAINT -- 1

1 Although granted the opportunity to do so, Plaintiff did not file a separate
2 Motion and Affidavit to waive the remaining balance of the filing fee as directed.
3 Therefore, Plaintiff still is obliged to pay the full filing fee for this action pursuant
4 to 28 U.S.C. § 1915(b).

5 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
6 Order, enter judgment of dismissal without prejudice, forward copies to Plaintiff and
7 counsel, and close the file.

8 **DATED** November 16, 2015.




THOMAS O. RICE
United States District Judge